

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

SILVIA RODRIGUEZ,

Plaintiff,

v.

BLOCK, INC.,

Defendant.

Case No.: 1:22-cv-00372-HYJ-RSK

**BLOCK, INC.'S MOTION TO COMPEL ARBITRATION AND DISMISS PLAINTIFF'S
AMENDED COMPLAINT OR STAY PROCEEDINGS, OR, ALTERNATIVELY,
DISMISS PLAINTIFF'S AMENDED COMPLAINT WITH PREJUDICE**

Defendant Block, Inc. ("Block") moves this Court for an order (i) compelling arbitration pursuant to Section 4 of the Federal Arbitration Act, 9 U.S.C. § 1, *et seq.* and dismissing Plaintiff's Amended Complaint pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure (or staying proceedings pursuant to Section 3 of the Federal Arbitration Act), or (ii) in the alternative, dismissing the Amended Complaint with prejudice pursuant to Rules 12(b)(6) and 12(b)(1) of the Federal Rules of Civil Procedure. Block brings this Motion on the grounds set forth in the supporting memorandum and the Declaration of Wallace Wu, including its attachments (ECF No. 8-3).

WHEREFORE, for the reasons stated in Block's supporting memorandum and the Declaration of Wallace Wu, Block respectfully requests that the Court enter Block's proposed order (attached hereto as an exhibit) granting its Motion, and grant such other and further relief that the Court deems just and proper.

Dated July 22, 2022

Respectfully submitted,

DEFENDANT BLOCK, INC.

By: /s/ Brandon C. Prosansky
One of its attorneys

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CERTIFICATE OF SERVICE

The undersigned, an attorney, states that on July 22, 2022, he caused the foregoing **Block, Inc.'s Motion to Compel Arbitration and Dismiss Plaintiff's Amended Complaint or Stay Proceedings, or, Alternatively, Dismiss Plaintiff's Amended Complaint with Prejudice** (including the attached proposed order) to be served upon all registered parties by filing it with the Court's electronic-filing system and upon Plaintiff by United States mail at the following address:

Silvia Rodriguez
208 Banner Street SW
Grand Rapids, MI 49507

/s/ Brandon C. Prosansky
Brandon C. Prosansky